

Tim Fox

Attorney General of Montana

Jeremiah Weiner

Assistant Attorney General

PO Box 201401

Helena, MT 59620-1401

ph: (406) 444-2026

timfox@mt.gov; jweiner2@mt.gov

RECEIVED
FEB 15 2018
Clerk, U.S. Courts
District of Montana
Missoula Division

Rebecca Dockter

Chief Legal Counsel

William Schenk

Agency Legal Counsel

Special Assistant Attorneys General

Montana Department of Fish, Wildlife and Parks

PO Box 200701

Helena, MT 59620-0701

ph: (406) 444-4047; 444-3312

rdockter@mt.gov; bschenk@mt.gov

Attorneys for State of Montana and

Montana Department of Fish, Wildlife and Parks

Defendant Intervenor Applicants

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION**

CROW INDIAN TRIBE; et al.,
Plaintiffs,

vs.

UNITED STATES OF AMERICA; et al.

Federal-Defendants,

and

STATE OF WYOMING,

Defendant-Intervenor.

CV 17-89-M-DLC

(Consolidated with Case Nos.

CV-17-117-M-DLC,

CV-17-118-M-DLC,

CV-17-119-M-DLC,

and CV-17-123-M-DLC)

**STATE OF MONTANA AND
MONTANA DEPARMENT OF
FISH, WILDLIFE AND PARKS'
UNOPPOSED MOTION TO
INTERVENE**

Pursuant to Fed. R. Civ. P. 24(a) and this Court's Local Rule 24.1, the State of Montana and Montana Department of Fish, Wildlife and Parks ("Montana") move this Court for leave to intervene as a matter of right as Defendants in the above-captioned case. Alternatively, Montana moves this Court for leave to intervene by permission as a Defendant pursuant to Fed. R. Civ. P. 24(b).

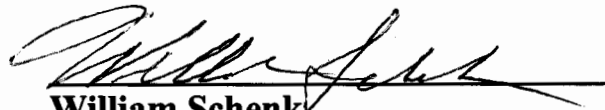
As grounds for this motion, Montana states:

1. Montana meets the requirements for intervention of right under Fed. R. Civ. P. 24(a)(2) as more fully set forth in the brief in support that accompanies this motion.
2. Montana alternatively meets the requirements for permissive intervention under Fed. R. Civ. P. 24(b) as more fully set forth in the brief in support.
3. This motion is timely filed as required by Fed. R. Civ. P. 24 as more fully set forth in the brief in support.
4. This motion is being served on all the parties, pursuant to Fed. R. Civ. P. 5, as required by Fed. R. Civ. P. 24(c).
5. This motion is accompanied by Proposed Answers for CV-17-117-M-DLC, CV-17-118-M-DLC, CV-17-119-M-DLC, and CV-17-123-M-DLC that sets forth the defenses for which intervention is sought as required by Fed. R. Civ. P. 24(c). Montana is not filing an Answer in CV 17-89-M-DLC.

6. This motion is accompanied by a proposed order for intervention as required by this Court's Local Rule 7.1(c)(3).

7. Counsel for Montana consulted counsel for all other parties regarding Montana's proposed intervention. Parties either do not take a position or do not oppose Montana's motion to intervene. Accordingly, this motion is unopposed.

Respectfully submitted this 14th day of February 2018.



William Schenk
Agency Legal Counsel

Rebecca Dockter
Chief Legal Counsel

Tim Fox
Attorney General of Montana

Jeremiah Weiner
Assistant Attorney General

Certificate of Service

I certify that on February 14, 2018, I served a copy of the foregoing document by mail, postage prepaid, upon the following:

Devon Lea Flanagan
U.S. DEPARTMENT OF JUSTICE
GENERAL LITIGATION
601 D Street NW
Washington DC 20044

Coby Howell
OFFICE OF THE U.S. ATTORNEY
1000 SW Third Ave
Suite 600
Portland, OR 97204-2024

Peter J. Breuer
FREDERICKS PEEBLES & MORGAN LLP
1900 Plaza Drive
Louisville, CO 80027

Michael Thomas Jean
National Rifle Association of America
11250 Maples Mill Road
Fairfax, VA 22030

Douglas S. Burdin
SAFARI CLUB INTERNATIONAL
501 2nd Street NE
Washington, DC 20002

Adrian Ann Miller
SULLIVAN MILLER LAW PLLC
3860 Avenue B, Suite C East
Billings, MT 59102

Erik Edward Petersen
WYOMING ATTORNEY GENERAL
2320 Capitol Avenue
Cheyenne, WY 82002

Michael W. Holditch
FREDERICKS PEEBLES & MORGAN LLP
1900 Plaza Drive
Louisville, CO 80027

Katie D. Frayler
FREDERICKS PEEBLES & MORGAN LLP
1900 Plaza Drive
Louisville, CO 80027

Jeffrey S. Rasmussen
FREDERICKS PEEBLES & MORGAN LLP
1900 Plaza Drive
Louisville, CO 80027

Robert T. Bell
REEP BELL LAIRD & JASPER, P.C.
2955 Stockyard Road
Missoula, MT 59808

D. David DeWald
WYOMING ATTORNEY GENERAL
2320 Capitol Avenue
Cheyenne Wy 82002

Kristine Marie Akland
AKLAND LAW FIRM, PLLC
PO Box 7274
Missoula MT 59807

Nicholas Arrivo
HUMANE SOCIETY OF THE U.S.
1255 23rd Street NW, Suite 450
Washington DC 20037

Steven W. Strack
State of Idaho
PO Box 83720
Boise ID 83720-0010

James David Johnson
WILLIAMS LAW FIRM
PO Box 9440
Missoula MT 59807-9440

Matthew Kellogg Bishop
WESTERN ENVIRONMENTAL LAW CENTER
103 Reeder's Alley
Helena MT 59601

John R. Mellgren
WESTERN ENVIRONMENTAL LAW CENTER
1216 Lincoln Street
Eugene OR 97401

Kelly E. Nokes
WILDEARTH GUARDIANS
PO Box 7516
Missoula MT 59801

Joshua Osborne-Klein
ZIONTZ CHESTNUT VARNELL BERLEY
& SLONIM
2101 Fourth Avenue, Suite 1230
Seattle WA 98121

Timothy J. Preso
EARTHJUSTICE DEFENSE FUND
313 East Main Street
Bozeman MT 59715

Joshua R. Purtle
EARTHJUSTICE DEFENSE FUND
313 East Main Street
Bozeman MT 59715

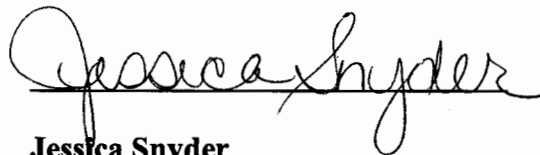
Timothy M. Bechtold
BECHTOLD LAW FIRM
PO Box 7051
Missoula MT 59807-7051

David A. Bell
BELL LAW FIRM PLLC
1917 South Higgins Avenue
Missoula MT 59801

Michael Richard Eitel
U.S. DEPARTMENT OF JUSTICE
Environment and Natural Resources Division
Wildlife & Marine Resources Section
999 18th Street
South Terrace Suite 370
Denver CO 80202

Kathleen E. Trever
OFFICE OF THE ATTORNEY GENERAL
600 S. Walnut Street
Boise ID 83712

Rebecca Kay Smith
PUBLIC INTEREST DEFENSE CENTER
PO Box 7584
Missoula MT 59807

A handwritten signature in cursive script, reading "Jessica Snyder", written over a horizontal line.

Jessica Snyder
Paralegal